

This Page Is Inserted by IFW Operations
and is not a part of the Official Record

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images may include (but are not limited to):

- BLACK BORDERS
- TEXT CUT OFF AT TOP, BOTTOM OR SIDES
- FADED TEXT
- ILLEGIBLE TEXT
- SKEWED/SLANTED IMAGES
- COLORED PHOTOS
- BLACK OR VERY BLACK AND WHITE DARK PHOTOS
- GRAY SCALE DOCUMENTS

IMAGES ARE BEST AVAILABLE COPY.

**As rescanning documents *will not* correct images,
please do not report the images to the
Image Problem Mailbox.**

DUPLICATE 46:1376

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
A. CORBIER et al
Serial No.: 10/009,407
Filed: December 5, 2001
For: NEW...AS ANTIFUNGALS

:
:
:
:
:
:
600 Third Avenue
New York, N.Y. 10016
July 28, 2003

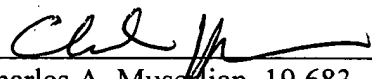
LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

As a result of several telephone conversations between Ms. Short and the undersigned, it was ascertained that the file for the above application has been lost in the Patent Office. Applicants are therefor submitting a copy of Applicants' file and it is requested that the Patent Office create a new file.

Respectfully submitted,
Muserlian, Lucas and Mercanti


Charles A. Muserlian, 19,683
Attorney for Applicants
Tel. # (212) 661-8000

CAM:ds
Enclosures

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

• •

• •

• •

• •

• •

COMPLETION OF APPLICATION

By: Charles A. Muserlian
Charles A. Muserlian #19,683
Attorney for Applicants
Tel.# (212) 661-8000

CAM:ds
Enclosures

146.1376

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
A. CORBIER et al
Serial No.: 009,407
Filed: December 5, 2001
For: NEW...AS ANTIFUNGALS

:
:
:
:
:
:
600 Third Avenue
New York N.Y. 10016
August 21, 2002

FILING RECEIPT

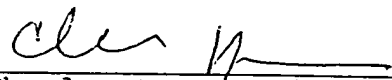
Asst. Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants request that the Patent Office indicate what the status of the present application is. The application was filed in unexecuted form on December 5, 2001 and the completion of the application was effected on January 25, 2002. To date or no other action has been received. Apparently, something is wrong with the application in the Patent Office and it is requested that the Patent Office issue the filing receipt and forward the application to the group for examination in due course.

Respectfully submitted,
Bierman, Muserlian and Lucas

By:


Charles A. Muserlian #19,683
Attorney for Applicants
Tel.# (212) 661-8000

CAM:ds
Encl.: Return receipt postcard

146.1376 January 2002 CAM:ds

In re Application of A. CORBIER et al
Serial No.: 009,407
Filed: December 5, 2001
For: NEW...AS ANTIFUNGALS

Received: Completion of application ltr. (1 pg)
Executed PCT Declaration (3 pgs)
PTO Form-2038 (1 page)
PTO Form-1595 (1 page)
Executed PCT Assignment (2 pages)

EMARK OFFICE

Avenue
N.Y. 10016
, 2002

Asst. Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants are submitting herewith the executed declaration to replace the unexecuted declaration with the application. Also enclosed is PTO Form-2038 authorizing the \$130.00 completion fee. Since the filing of the application is now complete, it is requested that the application be forwarded to the group for examination in due course.

Respectfully submitted,
Bierman, Muserlian and Lucas

Bv: *C.L.D.*

146.1376 January 25, 2002 CAM:ds

In re Application of: A. CORBIER et al
Serial No.: 009,407
Filed: December 5, 2001
For: NEW...AS ANTIFUNGALS

CAM:ds
Enclosures

Received: Completion of application ltr. (1 pg)
Executed PCT Declaration (3 pgs)
PTO Form-2038 (1 page)
PTO Form-1595 (1 page)
Executed PCT Assignment (2 pages)

JCU7 Rec'd PCT/PTO 25 JAN 2002

146.1376

CAM:sd

December 5, 2001

In re Application of:

CORBIER et al

PCT/FR00/01569

PCT Date: June 8, 2000

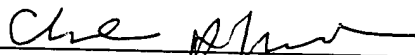
Serial No.:

Filed: Concurrently Herewith

For: NEW DERIVATIVES...AS ANTIFUNGALS

Received: PCT Transmittal Forms in duplicate; Copy of Inter-
nation; English Translation of PCT; Unexecuted PCT Declara- 08955 US
tion; Information Disclosure Statement w/ French Search
Report, PTO Form 1449 & 5 references; Preliminary Amendment
French International Preliminary Examination Report;
PCT/IB/306; Certificate of Express Mail; PTO Form 2038

e is being deposited
with the United States Postal Service "EXPRESS MAIL POST OFFICE TO
ADDRESSEE" Service under 37 CFR 1.10 on the date indicated above
and is addressed to Asst. Commissioner for Patents, Washington,
D.C. 20231.



Charles A. Muserlian

146.1376

CAM:sd

December 5, 2001

In re Application of:

CORBIER et al

PCT/FR00/01569

PCT Date: June 8, 2000

Serial No.:

Filed: Concurrently Herewith

For: NEW DERIVATIVES...AS ANTIFUNGALS

Received: PCT Transmittal Forms in duplicate; Copy of Inter-
nation; English Translation of PCT; Unexecuted PCT Declara-
tion; Information Disclosure Statement w/ French Search
Report, PTO Form 1449 & 5 references; Preliminary Amendment
French International Preliminary Examination Report;
PCT/IB/306; Certificate of Express Mail; PTO Form 2038

1003 Rec'd PCT/PTO 05 DEC 2001

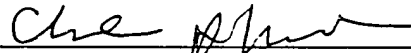
10/009407

146.1376

"EXPRESS MAIL" Mailing Label Number EV 048708955 US

Date of Deposit: December 5, 2001

I hereby certify that this correspondence is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" Service under 37 CFR 1.10 on the date indicated above and is addressed to Asst. Commissioner for Patents, Washington, D.C. 20231.



Charles A. Muserlian

BIERMANMUSERLIAN

(G3) 212 661 8002

*** ACTIVITY REPORT ***

TRANSMISSION OK
 CONNECTION TEL 703 305 3230
 CONNECTION ID. USPTO/PCT OPEP
 START TIME 01/15/03 09:28
 USAGE TIME 03'15"
 PAGES 6

MUSERLIAN, LUCAS AND MERCANTI, LLP

ATTORNEYS AT LAW

INTELLECTUAL PROPERTY

600 THIRD AVENUE, NEW YORK, NY 10016

CHARLES A. MUSERLIAN
 DONALD C. LUCAS
 MICHAEL N. MERCANTI

SAPNA D. GHADHA
 OF COUNSEL
 OTHO B. ROSS
 LAURENCE MANBER, Ph.D.
 NY ONLY

TELEPHONE
 (212) 661-8000+
 TELECOPIERS
 G3 Fax: (212) 661-8002
 G4 Fax: (212) 867-0054
 E-MAIL
 info@mimpatent.us
 URL: http://www.mimpatent.us

TELECOPIER COVER SHEETDate: 1-15-03 Pages (Including this sheet) 6Our Reference: 146,1376 Your Reference: 10/009,407Attention: ??? Cathy ShortNOTICE

Information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the individual or entity referred to herein. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of the communication is strictly prohibited. If you received this communication in error, please immediately notify us by telephone and return the original message to us at the above address via U.S. Postal Service.

REMARKS

enclosed papers filed 1-25-02. Please move thru application

MUSE, IAN, LUCAS AND MERCANTI LLP

ATTORNEYS AT LAW
INTELLECTUAL PROPERTY

600 THIRD AVENUE, NEW YORK, NY 10016

CHARLES A. MUSERLIAN
DONALD C. LUCAS
MICHAEL N. MERCANTI

SAPNA D. GADHA
OF COUNSEL

OTHO B. ROSS
LAURENCE MANBER, Ph.D

* NJ ONLY

TELEPHONE
(212) 661-8000+

TELECOPIERS

G3 Fax: (212) 661-8002

G4 Fax: (212) 867-0054

E-MAIL

info@mlmpatent.us

URL: <http://www.mlmpatent.us>

TELECOPIER COVER SHEET

Date: 1-15-03

Pages (Including this sheet) 6

Our Reference: 146,1376

Your Reference: 10/009,407

Attention: ???

NOTICE

Information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the individual or entity referred to herein. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of the communication is strictly prohibited. If you received this communication in error, please immediately notify us by telephone and return the original message to us at the above address via U.S. Postal Service.

REMARKS

enclosed papers filed 1-25-02. Please move the application

I would appreciate a phone call when it is moving

Muserlian

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

United States Patent and Trademark Office
Approved for use through 01/31/2003. OMB 0651-0043
U.S. DEPARTMENT OF COMMERCE

PTO-2038 (02-2000)

United States Patent & Trademark Office
Credit Card Payment Form
Please Read Instructions before Completing this Form

Credit Card Information

Credit Card Type: ☒ Visa ☐ MasterCard ☒ American Express ☐ Discover

Credit Card Account #: [REDACTED]

Credit Card Expiration Date: 07/03

Name as it Appears on Credit Card: CHARLES A. MUSERLIAN

Payment Amount \$(US Dollars): \$170.00

Signature: *Charles A. Muserlian* Date: January 25, 2002

Refund Policy: The Office may refund a fee paid by mistake or in excess of that required. A change of purpose after the payment of a fee will not entitle a party to a refund of such fee. The Office will not refund amounts of twenty-five dollars or less unless a refund is specifically requested, and will not notify the payor of such amounts (37 CFR 1.26). Refund of a fee paid by credit card will be via credit to the credit card account.
Service Charge: There is a 50.00 service charge for processing each payment refused (including a check returned "unpaid") or charged back by a financial institution (37 CFR 1.21(m)).

Credit Card Billing Address

Street Address 1: BIERMAN, MUSERLIAN & LUCAS

Street Address 2: 600 Third Avenue

City: New York,

State: NY

Country: USA Zip/Postal Code: 10016

Daytime Phone #: 212-661-8000 Fax #: 212-661-8002

Request and Payment Information

Description of Request and Payment Information:

Completion of application fee & assignment recording fee

Patent Fee	Patent Maintenance Fee	Trademark Fee	Other Fee
Application No. 009,407	Application No.	Serial No.	IDON Customer No.
Patent No.	Patent No.	Registration No.	
Attorney Docket No. 146.1376		Identify or Describe Mark	

If the cardholder includes a credit card number on any form or document other than the Credit Card Payment Form, the United States Patent & Trademark Office will not be liable in the event that the credit card number becomes public knowledge.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

United States Patent & Trademark Office
Credit Card Payment Form
Please Read Instructions before Completing this Form

Credit Card Information


Credit Card Type: ☐ Visa ☐ MasterCard ☒ American Express ☐ Discover

Credit Card Account #: 3727-125685-61021

Credit Card Expiration Date: 07/03

Name as it Appears on Credit Card: CHARLES A. MUSERLIAN

Payment Amount: \$(US Dollars): \$1040.00

Signature:  Date: December 5, 2001

Refund Policy: The Office may refund a fee paid by mistake or in excess of that required. A change of purpose after the payment of a fee will not entitle a party to a refund of such fee. The Office will not refund amounts of twenty-five dollars or less unless a refund is specifically requested, and will not notify the payor of such amounts (37 CFR 1.26). Refund of a fee paid by credit card will be via credit to the credit card account.

Service Charge: There is a 50.00 service charge for processing each payment refused (including a check returned "unpaid") or charged back by a financial institution (37 CFR 1.21(m)).

Credit Card Billing Address

Street Address 1: BIERMAN, MUSERLIAN & LUCAS

Street Address 2: 600 Third Avenue

City: New York,

State: NY Zip/Postal Code: 10016

Country: USA

Daytime Phone #: 212-661-8000 Fax #: 212-661-8002

Request and Payment Information

Description of Request and Payment Information:
 Government Fee for filing PCT Application

Patent Fee	Patent Maintenance Fee	Trademark Fee	Other Fee
Application No. PCT/FR00/01569	Application No.	Serial No.	IDON Customer No.
Patent No.	Patent No.	Registration No.	
Attorney Docket No. 146-1376		Identify or Describe Mark	

If the cardholder includes a credit card number on any form or document other than the Credit Card Payment Form, the United States Patent & Trademark Office will not be liable in the event that the credit card number becomes public knowledge.